

Lead Defendant	NEPA Cases filed in 2002	
	Cases Filed	Injunctions in 2002 cases
Department of Agriculture	39	11
Department of Commerce	11	2
Department of Energy	8	0
HUD	1	0
Department of the Interior	38	1
Department of the Navy	3	2
Department of State	1	0
Department of Transportation	34	11
Environmental Protection Agency	1	0
Food and Drug Administration	1	0
Tennessee Valley Authority	1	0
U.S. Army Corps of Engineers	13	0
Total	150	27

2002 NEPA Case Dispositions				
	pre-2002	2002		All
Judgment for defendant	33	16		49
TRO	1	1		2
Preliminary injunction	4	4		8
Permanent injunction	11	8		19
Remand	12	3		15
Dismissal w/ settlement	18	4		22
Dismissal w/o settlement	26	26		52
Other action	36	17		53
Pending	107	61		168

Plaintiffs in NEPA Lawsuits	
Public Interest groups	229
Individual/Citizen assoc.	142
State government	16
Local government	50
Business groups	64
Property owners/residents	19
Indian tribes	18
Combination plaintiffs*	84

* i.e. local government AND individuals; if a plaintiff type was in a combination with other plaintiff types, it was counted in the individual as well as the combination category

Basis for NEPA Dipositions				
	pre-2002	2002		ALL
Jurisdictional issues	23	20		43
Settlements/other	31	20		51
Federal action req. NEPA	3	2		5
EIS Adequacy	34	13		47
EA/FONSI Adequacy	22	17		39
SEIS	6	1		7
Categorical Exclusion	5	3		8

more detailed data available - see tables to right, highlighted this color orange
Other reasons may include:
1. Not enough data from agency to determine disposition basis
2. Overruling District Court, which had abused its discretion
TOTAL = all above categories except combo (to prevent double counting) [total bases for disposition should at least be as much as total judgments; bases may be larger than total judgments b/c may be more than one basis for a judgment]

Federal action requiring NEPA	
action not federal	5
NEPA required	0

SEIS	
need to prepare -new effects info	2
need to prepare - change in action	1
no need to prepare	4

EIS Adequacy	
adequate	27
incomplete, essential info	8
inadequate indirect effects	2
inadequate cumulative effects	9
alternatives: no action	2
alt. excluded/range	2
other	5

EA/FONSI Adequacy	
adequate	20
incomplete, essential info	9
inadequate indirect effects	1
inadequate cumulative effects	4
alternatives not considered	4